

# California Regional Water Quality Control Board

## Central Coast Region

Internet Address: <http://www.swrcb.ca.gov/rwqcb3>  
895 Aerovista Place, Suite 101, San Luis Obispo, California 93401-7906  
Phone (805) 549-3147 • FAX (805) 543-0397

### NOTICE OF PUBLIC MEETING

#### CENTRAL COAST REGIONAL WATER QUALITY CONTROL BOARD MEETING

Thursday and Friday, July 8-9, 2004  
Watsonville City Council Chambers, 250 Main Street, Watsonville, CA 95076  
[See Page 8 for location map]

[Staff will review and transmit all written material to the Board Members received by Wednesday of the week prior to the Board meeting, 5:00 p.m., or by any earlier due date required in a hearing notice for a specific agenda item. Please see the Conduct of Meeting section on Page 7, and below, for the Regional Board's procedures for accepting late submittals.]

[The board and staff welcome information on pertinent problems, but comments at the meeting should be brief and directed to specifics of the case to enable the Board to take the appropriate action. Whenever possible, lengthy testimony should be presented to the Board in writing and only a summary of pertinent points presented verbally. In order to give everyone an opportunity to be heard, comments should have been previously submitted in writing and a time limit on presentations may be imposed on any agenda item. Speakers should plan to summarize key points within three minutes. Please notify staff three weeks prior to meetings of a request for presentations planned for longer than three minutes, for scheduling purposes. The Chair will decide if the request should be granted, and staff will let the speakers know if the Chair granted the request.]

**Thursday, July 8, 2004, 12:00 p.m.** – *[The Board may address all or a portion of the items listed below on this day. Items not addressed on Thursday will be taken up on Friday, July 9. The Board may also adjourn to Closed Session at any time.]*

1. Roll Call [Diane Glanville 805/542-4629]..... Board Members Present
2. Introductions [Roger Briggs 805/549-3140].....Guests and Staff Present
3. [Conditional Waiver of Waste Discharge Requirements for Discharges from Irrigated Lands](#) Conditional Waiver of Waste Discharge Requirements for Discharges from Irrigated Lands  
(See website: [www.swrcb.ca.gov/rwqcb3/AGWaivers/index.htm](http://www.swrcb.ca.gov/rwqcb3/AGWaivers/index.htm)) ..... Board Approval  
[Alison Jones 805/542-4646 and Karen Worcester 805/549-3333]
4. [Executive Officer's Report](#) [Roger Briggs 805-549-3140]..... Information/Discussion  
(To view entire report see item #29 on page 3-4)

#### **Friday, July 9, 2004, 8:30 a.m.**

5. Roll Call [Diane Glanville 805/542-4629]..... Board Members Present
6. Introductions [Roger Briggs 805/549-3140].....Guests and Staff Present
7. Approval of May 13-14, 2004 Meeting Minutes. .... Board Motion
8. Report by State Water Resources Control Board Liaison [Gary Carlton 916/341-5603]..... Status Report

**Your comments on agenda items should be submitted according to the deadlines we send with draft agenda items to our interested parties lists. The Regional Board can then review your comments with our staff analysis and response. If you wish to be added to our list for a specific item, please contact the staff person listed with each item in this agenda notice.**

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9. Public Forum ..... Board Direction  
*(Any person may address the Board on any matter within its jurisdiction that is not on the agenda. Please walk to the rostrum and after receiving recognition from the Chair, give your name and address, and your comments or questions. In order that all interested parties have an opportunity to speak, please be brief. The Chair generally limits the time allotted to each speaker to three minutes).*
10. Uncontested Items Calendar ..... Board Motion  
*(Agenda Item numbers 20-21 with a single asterisk (\*), are expected to be routine and non-controversial. Recommended action on these items will be taken at the beginning of the meeting without discussion. If any Interested Party, Board Member, or the Executive Officer requests that an item be removed from the calendar, it will be taken up in order).*

**Low Threat and General Discharge Cases**

11. [Low Threat and General Discharge Cases](#) ..... Information/Discussion/Board Approval

**General NPDES Permit:**

Ritz Carlton Dewatering Projects, City of Santa Barbara, Santa Barbara County [John Mijares 805/549-3696]  
Monterey Regional Water Pollution Control Agency, Monterey County [Scott Phillips 805/549-3550]

**General Waste Discharge Requirements:**

**General Waste Discharge Requirements for Wineries:**

Babcock Vineyards, Lompoc, Santa Barbara County {Matt Thompson 805/549-3159}

**Discharges to Land with Low Threat to Water Quality, Order No. 2003-0003-DWQ:**

Sand Point Rd. Dewatering Project, Gordon Krischer, Santa Barbara County, [Todd Stanley 805/542-4769]

**Waivers of Waste Discharge Requirements:**

City of Morgan Hill, Well Flushing Discharge, Santa Clara County [David Athey 805/542-4644]  
NTMP #1-01NTMP-032 SCR, Santa Cruz County [Bill Arkfeld 805/542-4627]  
NTMP #1-96NTMP-018 SCR, Santa Cruz County [Bill Arkfeld 805/542-4627]

**Staff Closed Cases:**

Tosco Service Station No. 4902, 2255 41<sup>st</sup> Avenue, Capitola, Santa Cruz County [Tom Sayles 805/542-4640]  
Former Bulk Plant, 123 Center Street, Santa Cruz, Santa Cruz County [Tom Sayles 805/542-4640]

**Cases Recommended for Closure:**

Shikuma Farm, 581 Airport Boulevard, Watsonville, Santa Cruz County [Burton Chadwick 805/542-4786]  
Former Shell El Dorado Service Station, 1835 State Street, Santa Barbara, Santa Barbara County [John Mijares 805/549-3696]

**Cleanup Cases (Note: Board may give direction to staff)**

12. [Perchlorate Cases](#) ..... Status Reports  
Whittaker Corporation, San Benito County [David Athey 805/542-4644]  
McCormick Selph, San Benito County [David Athey 805/542-4644]  
Olin Corporation, Santa Clara County [David Athey 805/542-4644]
13. [Corrective Action Approval](#) ..... Status Report  
Former Olympian, 13250 Big Basin Way, Boulder Creek, Santa Cruz County [Burton Chadwick 805/542-4786]

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**Enforcement**

14. [Enforcement Report](#) [Gerhardt Hubner 805/542-4647]..... Status Report
15. [City of Paso Robles WWTP](#), San Luis Obispo County ..... Order No. R3-2004-0059  
(*Consideration of Mandatory Minimum Penalties*) [Tom Kukol 805/549-3689]
16. [Landmark Elementary School](#), Santa Cruz County ..... Order No. R3-2004-0073  
(*Consideration of Administrative Civil Liability*) [Kimberly Gonzalez 805/549-3150]
17. [Coastal Boatworks](#), San Luis Obispo County ..... Order No. R3-2004-0088  
(*Consideration of Administrative Civil Liability*) [Jennifer Bitting 805/549-3334]
18. [Sonoma Pacific Company](#), Monterey County ..... Order No. R3-2004-0086  
(*Consideration of Administrative Civil Liability*) [Jennifer Bitting 805/549-3334]
19. [Consideration of Enforcement Alternatives for Baywood Park/Los Osos](#) ..... Board Direction  
[Sorrel Marks 805/549-3695]

**Waste Discharge Requirements**

- \*20. [General Waste Discharge Requirements for Discharges of Fruit and Vegetable Processing](#)  
Waste and Categorical Waiver of Report of Waste Discharge and Waste Discharge  
Requirements for Certain Small Discharges of Fruit and Vegetable Processing Waste ..... Order No. R3-2004-0066  
(*Issue Waste Discharge Requirements*) [Martin Fletcher 805/549-3694]
- \*21. [Olin Corporation](#), Onsite Soil Remediation, ..... Resolution No. R3-2004-0119  
(*Waiver of Waste Discharge Requirements*) [David Athey 805/542-4644]
22. Fern Gulch Timber Harvest Plan, THP No.1-04-046 SCR ..... Resolution No. R3-2004-0033  
(*Conditional Waiver of Waste Discharge Requirements*) [Bill Arkfeld 805/542-4627] **Deferred until September 2004**
23. [Little Creek Timber Harvest Plan](#), ~~THP No.1-04-046 SCR~~ THP No.1-04-053 SCR ..... Resolution No. R3-2004-0074  
(*Conditional Waiver of Waste Discharge Requirements*) [Bill Arkfeld 805/542-4627] *[Corrected July1, 2004]*
24. [Jennings Timber Harvest Plan](#), ~~THP No.1-04-046 SCR~~ THP No.1-03-239 SCR ..... Resolution No. R3-2004-0075  
(*Conditional Waiver of Waste Discharge Requirements*) [Bill Arkfeld 805/542-4627] *[Corrected July1, 2004]*
24. [Estrada Non-Industrial Timber Harvest Plan](#), ~~THP No.1-04-046 SCR~~ NTMP 1-98NTMP-022 SCR ..... Resolution No. R3-2004-0076  
(*Conditional Waiver of Waste Discharge Requirements*) [Bill Arkfeld 805/542-4627] *[Corrected July1, 2004]*

**Status Reports**

26. [City of Hollister](#), San Benito County ..... Status Report  
*Update Regarding Long-Term WWTP Improvements Plan* [Matthew Keeling 805/ 549-3685]
27. [Military Facilities Update](#) [Michael LeBrun 805/542-4645].....Status Report

**Administrative Items**

28. Reports by Regional Board Members ..... Status Report
29. [Executive Officer's Report](#) [Roger Briggs 805-549-3140]..... Information/Discussion

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Regulations Summary

Water Quality Certifications

*(A chart is provided in the agenda listing the applications received from April 1, 2004 through May 29, 2004. A listing of pending applications for Water Quality Certifications pursuant to Section 401 of the Clean Water Act may be obtained by calling Sandy Cheek at 805-542-4633).*

**Watershed Reports**

Status Reports (Informational Updates; NOTE: Board may give policy direction):

Status of California Men's Colony WWTP Upgrade [Matt Thompson 805/549-3159]

**Regionwide Reports**

Total Maximum Daily Load Program [Lisa Horowitz McCann 805/549-3132]

Regional Monitoring and Basin Planning [Karen Worcester 805/549-3333]

**Cleanup Reports**

Underground Tanks Summary Report dated June 1, 2004 [Burton Chadwick 805/542-4786]

**Administrative Reports**

Presentations and Training [Roger Briggs 805/549-3140]

**Closed Session**

Discussion of Cases in Litigation [Staff Counsel Lori Okun]..... Closed Session  
*(The Board will meet in closed session to discuss pending litigation in the cases of California Cities Water Company and Southern California Water Company v. Regional Water Quality Control Board; South County Regional Waste Water Authority v. Regional Water Quality Control Board; Voices of the Wetlands, et al, v. Regional Water Quality Control Board; Birkey et al. v. Olin Corporation et al. (Santa Clara County Superior Ct. No. 104CV012714); Goleta Sanitary District v. Regional Water Quality Control Board and State Water Resources Control Board (Santa Barbara County Superior Ct. No. 1156012); Petitions of San Luis Obispo County and Cambria Community Services District (Van Gordon Creek Dump Site) SWRCB-OCC File Nos. A-1599 and A-1599(a); Petitions of Cambria Community Services District and Cambria Legal Defense Fund (SWRCB/OCC File Nos. A-1462, A-1462(a)); Petition of Los Osos Community Services District (SWRCB/OCC File No. A-1337); Petition of Julian Weissglass et al, SWRCB-OCC File No. A-1598; and Petition of the City of Arroyo Grande SWRCB-OCC File No. A-1618, as authorized by Government Code (GC) Section 11126[e][2][A]. The Board may discuss significant exposure to litigation as authorized by GC Section 11126[e][2][B]. The Board may also decide whether to initiate litigation as authorized by GC Section 11126[e][2][C].*

**Adjournment**

The next regularly scheduled Board meeting is on September 10, 2004 in San Luis Obispo.

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**REGIONAL BOARD MEETING SCHEDULE 2004**

| <b>Date</b>                      | <b>City</b>              | <b>Address</b>   |
|----------------------------------|--------------------------|--|
| January 9, 2004<br>(Ag workshop) | Salinas                  | Richard W. Nutter Agricultural Conference Center<br>1432 Abbott Street, Salinas, CA 93901                        |
| February 5-6, 2004               | San Luis Obispo          | Regional Board Conference Room<br>895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906                 |
| March 19, 2004                   | Salinas                  | Salinas City Council Chamber Rotunda<br>200 Lincoln Avenue, Salinas, CA 93901                                    |
| May 13-14, 2004                  | San Luis Obispo          | Regional Board Conference Room<br>895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906                 |
| June 9, 2004                     | (Offsite)<br>Avila Beach | Avila Beach – Cal Poly Pier (former Unocal pier)<br>Avila Beach, CA 93424  |
| July 8-9, 2004                   | Watsonville              | Watsonville City Council Chambers, 250 Main Street,<br>Watsonville, CA 95076                                     |
| September 10, 2004               | San Luis Obispo          | Regional Board Conference Room<br>895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906                 |
| October 22, 2004                 | Santa Barbara            | Santa Barbara County Supervisors Board Hearing Room<br>105 East Anapamu St. - 4th Floor, Santa Barbara, CA 93101 |
| December 3, 2004                 | San Luis Obispo          | Regional Board Conference Room<br>895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906                 |

**LEAD STAFF PERSONS**

|  |              |
|--|--------------|
| Roger W. Briggs, <i>Executive Officer</i>                                      | 805-549-3140 |
| Brad Hagemann, <i>Assistant Executive Officer/Ombudsman</i>                    | 805-549-3697 |
| Carol Hewitt, <i>Executive Assistant</i>                                       | 805-549-3503 |
| Cyndee Jones, <i>Regional Administrative Officer</i>                           | 805-549-3372 |
| Lori Okun, <i>Staff Counsel</i>  | 916-341-5165 |
| Michael LeBrun, <i>Cleanup/DoD/SLIC</i>  | 805-542-4645 |
| Harvey Packard, <i>Northern Permitting</i>                                     | 805-542-4639 |
| Chris Adair, <i>Northern Non-point Source/Stormwater</i>                       | 805-549-3761 |
| Gerhardt Hubner, <i>Southern Permitting</i>                                    | 805-549-4647 |
| Eric Gobler, <i>Cleanup/UST/Perchlorate Sites</i>                              | 805-549-3467 |
| Lisa Horowitz McCann, <i>Watershed Assessment</i>                              | 805-549-3132 |
| John Robertson, <i>Southern Non-point Source/Stormwater/Land Disposal Unit</i> | 805-542-4630 |
| Karen Worcester, <i>Regional Monitoring/Basin Planning</i>                     | 805-549-3333 |

*Please send or fax correspondence to:*

**Regional Water Quality Control Board – Central Coast Region**  
**895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906**  
**Phone: 805-549-3147 Fax: 805-543-0397**

*(When mailing or faxing correspondence, please note comment at bottom of Page 1 of this notice)*

**CENTRAL COAST REGIONAL BOARD MEMBERS**

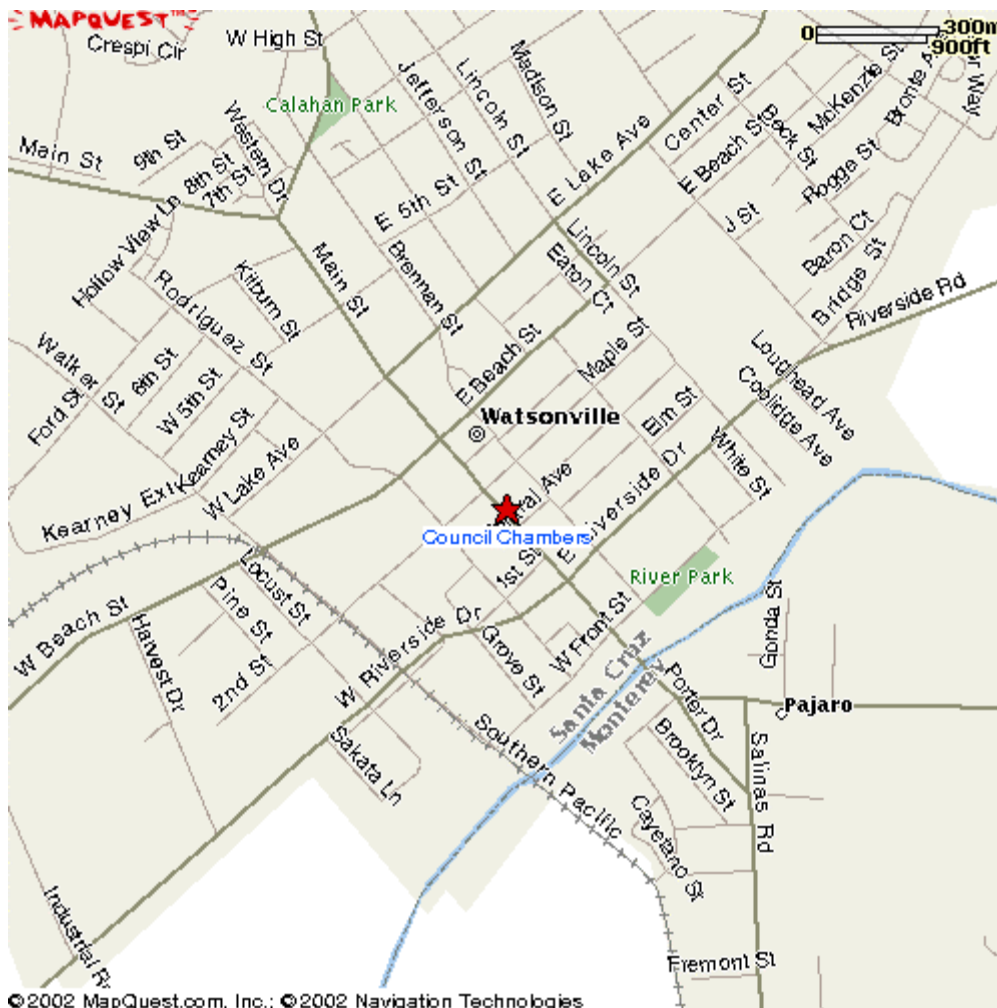
| <b>Board Member</b>                        | <b>Appointment Category</b>  | <b>Term Expires</b> |
|--|------------------------------|---------------------|
| Leslie S. Bowker<br>Los Osos               | County Government            | 9/30/2007           |
| Bruce K. Daniels<br>Capitola               | Water Quality                | 9/18/2006           |
| VACANT                                     | Irrigated Agriculture        | 9/30/2004           |
| Russell M. Jeffries<br>Vice-Chair, Salinas | Water Quality                | 9/30/2004           |
| Daniel M. Press<br>Santa Cruz              | Public                       | 9/30/2004           |
| VACANT                                     | Industrial Water Use         | 9/30/2004           |
| Gary Shallcross<br>Monterey                | Recreation, Fish or Wildlife | 9/18/2006           |
| Donald A. Villeneuve<br>Cambria            | Water Supply                 | 9/30/2005           |
| Jeffrey S. Young<br>Chair - Santa Barbara  | Municipal Government         | 9/30/2005           |

**CONDUCT OF MEETING AND HEARING PROCEDURES**

- A - The primary duty of the Regional Board is to protect the quality of waters within the Region for all beneficial uses. This duty is implemented by formulating and adopting water quality plans for specific ground or surface water basins and by prescribing and enforcing requirements on all domestic, municipal, and industrial waste discharges. Specific responsibilities and procedures of the Regional Water Quality Control Boards and the State Water Resources Control Board are outlined in the Porter-Cologne Water Quality Act (Division 7), California Water Code.
- B - The purpose of the meeting is for the Board to obtain testimony and information from staff and concerned and affected parties and make decisions after considering the recommendations made by the Executive Officer. The Board will vote only on matters listed on the agenda. The Board may give direction to the Executive Officer on any matter discussed during the meeting.
- C - Agenda items are numbered for identification purposes and will not necessarily be considered in the order listed.
- D - **RULES FOR LATE SUBMISSION OF WRITTEN MATERIALS:** This paragraph applies only if there are no deadlines for written testimony or comments in a separate hearing notice for an item. Written material received after the due date on the first page of the agenda and before noon on the Monday of board meeting week generally will not be provided to Board members until the day of the meeting, but will become part of the record. Written material received after noon on the Monday of board meeting week will not be provided to Board members or become part of the record, unless the Chair rules that exclusion would create a severe hardship and that no party (including Regional Board staff) will be prejudiced by the late submission. The Chair will rule at or before the hearing. Late submissions that consist of evidence (as opposed to policy statements or comments) will generally be deemed prejudicial unless all designated parties (see below) have time to consider the evidence before the meeting.
- E - The Board and staff welcome information on pertinent problems, but comments at the meeting should be brief and directed to specifics of the case to enable the Board to take the appropriate action. Whenever possible, lengthy testimony should be presented to the Board in writing and only a summary of pertinent points presented verbally. In order to give everyone an opportunity to be heard, comments should have been previously submitted in writing and a time limit on presentations may be imposed on any agenda item. Speakers should plan to summarize key points within three minutes. Please notify staff three weeks prior to meetings of a request for presentations planned for longer than three minutes, for scheduling purposes. The Chair will decide if the request should be granted.
- F - Material presented to the Board, as part of testimony (e.g., photographs, slides, charts, diagrams, etc.) that is to be made part of the record must be left with Executive Assistant, Carol Hewitt. Photographs or slides of large exhibits are acceptable. If you plan to use visual aids such as PowerPoint, contact the Regional Board staff prior to the meeting to arrange for equipment set-up.
- G - **HEARING RULES FOR CONTESTED HEARINGS ON WASTE DISCHARGE OR WATER RECYCLING REQUIREMENTS, NPDES PERMITS, ADMINISTRATIVE CIVIL LIABILITY ORDERS AND INVESTIGATION OR ENFORCEMENT ORDERS [CWC §§ 13267, 13300-13308, 13383]:** Only designated parties will have these rights: to call and examine witnesses; to introduce exhibits; to cross-examine opposing witnesses; to impeach any witness; and to rebut the evidence against him or her. Designated parties are Regional Board staff and any person named in the proposed order. All other persons wishing to testify or provide comments are interested persons and not designated parties. Such interested persons may request status as a designated party for purposes of an item by submitting such request in writing to the Regional Board no later than two weeks after the draft order is available for public comment (or any earlier or later date specified in a hearing notice for a specific item). The request must explain the basis for status as a designated party and in particular how the person is directly affected by the discharge.
- H - The Board Chair may specify a time limit for oral presentations and testimony. Board members may interrupt a presentation with questions or comments. The time for Board member questions and witnesses' answers will not count toward the time limit for a presentation.
- I - All Board files, exhibits, and agenda material pertaining to items on this agenda are hereby part of the record.
- J - Any person affected adversely by a certain decision of the California Regional Water Quality Control Board, Central Coast Region (Regional Board), may petition the State Water Resources Control Board (State Board) according to Water Code section 13320 and Title 23 California Code of Regulation section 2050. The Petition should be addressed to Office of Chief Counsel and must be filed within 30 days of the Executive Officer's or the Board's action or failure to act. The State Board must receive the petition within 30 days of the Regional Board's meeting at which the action was taken. Copies of the law and regulations applicable to filing petitions will be provided upon request.
- K - A copy of the procedures governing Regional Water Quality Control Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq., and is available upon request. Hearings before the Regional Board are not conducted pursuant to Government Code sections 11400 et seq. but not Government Code sections 11500 et seq.
- L - The facility is accessible to people with disabilities. Individuals who require special accommodations are requested to contact John Goni (805/542-4728) at least five working days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.
- M - All persons who actively support or oppose the adoption of waste discharge requirements or an NPDES permit pending before the Regional Board must submit a statement to the Board disclosing any contributions of \$100 or more to be used in a federal, state, or local election, made by the action supporter or opponent, or his or her agent within the last 12 months to any Regional Board Member.
- N - All permit applicants or persons who actively support or oppose adoption of a set of waste discharge requirements or an NPDES permit pending before the Regional Board, are prohibited from making a contribution of \$100 (or more) to any Board Member for three months following a Regional Board decision on the permit application.

Watsonville City Council Chambers  
250 Main Street  
Watsonville, CA 95076

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